**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.M.JOSEPH**

**TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929**

**WP(C).No. 19256 of 2007(P)**
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**PETITIONER:**
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**DR.BABU RAMACHANDRAN, AGED 47 YEARS, S/O.C.MADHAVAN NAIR, T.C.1/396, AMBADI, MEDICAL COLLEGE P.O., TRIVANDRUM. REPRESENTED BY POWER OF ATTORNEY HOLDER, RAJEEV.C.R., AGED 56 YEARS, R/AT SOORYA, BNRA 40, BHAGAVATHY NAGAR, NCC ROAD, AMBALAMUKKU, TRIVANDRUM.**

**BY ADV. SRI.B.S.SIVAJI**
**SRI.V.R.SWAMINATHAN**

**RESPONDENTS:**
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**1. STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

**2. THE SECRETARY, MINISTRY OF LOCAL ADMINISTRATION DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.**

**3. THE SECRETARY, CORPORATION OF THIRUVANANTHAPURAM, THIRUVANANTHAPURAM.**

**4. THE CHIEF TOWN PLANNER, TOWN PLANNING OFFICE, KOTTARATHIL BUILDINGS, PALAYAM, THIRUVANANTHAPURAM.**

**R1, R2 & R4 BY GOVERNMENT PLEADER (SHRI K. J. MOHAMMED ANZAR)**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**K. M. JOSEPH, J.**

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**W.P.C. NO. 19256 OF 2007 P**

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**Dated this the 26th June, 2007**

**JUDGMENT**

Petitioner challenges Ext.P4. Heard the learned counsel appearing for the petitioner and also the learned standing counsel appearing on behalf of the third respondent Corporation. It is not in dispute that the petitioner has a right of Appeal to the Council. Petitioner, of course, relies on Ext.P5 Judgment. If the petitioner prefers an Appeal within ten days from today before the Council of the respondent Corporation, the said Council will consider the Appeal with opportunity of hearing to the petitioner and take a decision in accordance with law, within a period of one month from the date of submitting the Appeal. It is open to the petitioner to rely on Ext.P5 Judgment also.

The Writ Petition is disposed of as above.

**K. M. JOSEPH, JUDGE**

kbk.